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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN JOSE DIVISION

MIKHAIL A. KAPLUNOV,  
 Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of  
 Department of Homeland Security;  
 ROBERT S. MUELLER, III, Director of  
 Federal Bureau of Investigation;  
 EMILIO T. GONZALES, Director of U.S.  
 Citizenship and Immigration Services;  
 FRANK SICILIANO, San Jose Field Office  
 Director of U.S. Citizenship and Immigration  
 Services;  
 Defendants.

No. C 07-4667 JW

**STIPULATION TO DISMISS; AND  
 [PROPOSED] ORDER**

Plaintiff, appearing *pro se*, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

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Stipulation to Dismiss  
 C07-4667 JW

1 Each of the parties shall bear their own costs and fees.

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3 Dated: October 31, 2007

Respectfully submitted,

4 SCOTT N. SCHOOLS  
5 United States Attorney

6  
7 /s/  
8 MELANIE L. PROCTOR  
9 Assistant United States Attorney  
10 Attorney for Defendants

11 Dated: October 30, 2007

12 /s/  
13 MIKHAIL A. KAPLUNOV  
14 *Pro se*

15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED.

17 Date:

18 JAMES WARE  
19 United States District Judge